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STATEMENT UNDER 37 CFR 3.73(b)

2222.0320000

Applicant/Patent Owner: BYRNE et al.

Application No./Patent No.: 09/934,121 Filed/Issue Date: August 21, 2001

Entitled: Dynamic Interactive Voice Interface

Ben Franklin Patent Holding LLC, a corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
 2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ % in the patent application patent identified above by virtue of either:
- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: BYRNE et al. To: General Magic, Inc.
The document was recorded in the Patent and Trademark Office at
Reel 012111, Frame 0946, or for which a copy thereof is attached.
2. From: General Magic, Inc. To: Intellectual Ventures Patent Holding L.L.C.
The document was recorded in the Patent and Trademark Office at
Reel 014313, Frame 0612, or for which a copy thereof is attached.
3. From: Intellectual Ventures Patent Holding L.L.C. To: Ben Franklin Patent Holding LLC
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the PTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

11 MAY 2004
Date

Telephone number

GREGORY GORDER
Typed or printed name

[Signature]
Signature
MANAGING DIRECTOR
Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Attorney Docket No.: M-9910 US

ASSIGNMENT

For good and valuable consideration, receipt of which is hereby acknowledged, we

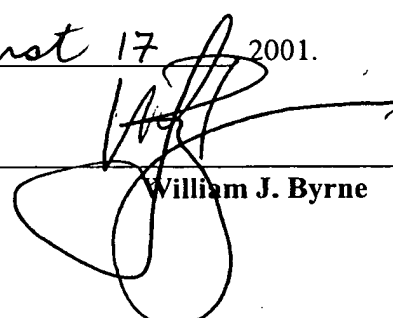
William J. Byrne	of	Sunnyvale, California
Henry W. Gardella	of	San Jose, California
Jeffrey A. Gilmore	of	Half Moon Bay, California

hereby sell, assign and transfer to General Magic Inc., a Delaware corporation, having a place of business at 420 North Mary Avenue, Sunnyvale, California 94085, its successors and assigns, the entire right, title and interest throughout the world in our invention in:

DYNAMIC INTERACTIVE VOICE INTERFACE

for which we have executed a United States patent application on or about the date of this assignment, and all patent applications and patents of every country for said invention, including divisions, reissues, continuations and extensions thereof, and all rights of priority resulting from the filing of said applications; we authorize the above-named assignee to apply for patents of foreign countries for said invention, and to claim all rights of priority without further authorization from us; we agree to execute all papers useful in connection with said United States and foreign applications, and generally to do everything possible to aid said assignee, their successors, assigns and nominees, at their request and expense, in obtaining and enforcing patents for said invention in all countries; and we request that the United States Patent and Trademark Office issue all patents granted for said invention to the above-named assignee, its successors and assigns.

Executed this 17th day of August 17, 2001.



William J. Byrne

State of California)
) ss.
County of _____)

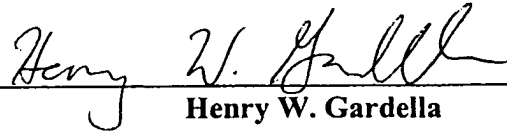
On _____ before me, _____
personally appeared **William J. Byrne** personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

SIGNATURE OF NOTARY

DO NOT FORWARD
TO ASSIGNMENT BRANCH
NOT FOR RECORDATION

Executed this 17th day of August, 2001.


Henry W. Gardella

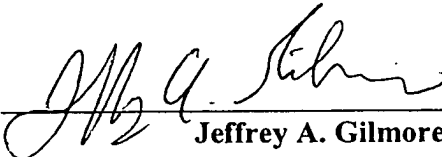
State of California)
) ss.
County of SAN MATEO)

On _____ before me, _____
personally appeared **Henry W. Gardella** personally known to me or proved to me on the basis of
satisfactory evidence to be the person whose name is subscribed to the within instrument and
acknowledged to me that he executed the same in his authorized capacity, and that by his
signature on the instrument the person, or the entity upon behalf of which the person acted,
executed the instrument.

WITNESS my hand and official seal.

SIGNATURE OF NOTARY

Executed this 17th day of AUGUST, 2001.


Jeffrey A. Gilmore

State of California)
) ss.
County of SAN MATEO)

On _____ before me, _____
personally appeared **Jeffrey A. Gilmore** personally known to me or proved to me on the basis of
satisfactory evidence to be the person whose name is subscribed to the within instrument and
acknowledged to me that he executed the same in his authorized capacity, and that by his
signature on the instrument the person, or the entity upon behalf of which the person acted,
executed the instrument.

WITNESS my hand and official seal.

SIGNATURE OF NOTARY

ASSIGNMENT OF PATENT RIGHTS

Whereas, General Magic, Inc., a Delaware corporation, which operated its business at an office at 420 N. Mary Avenue, Sunnyvale, CA 94085 ("Seller") is the sole and exclusive owner of certain United States patents and patent applications listed in Exhibit A annexed hereto (collectively referred to as the "Patents"); and

Whereas Intellectual Ventures Patent Holding I, L.L.C., a Delaware limited liability company, with an office at 1422 130th Ave NE, Bellevue, WA 98005 ("Purchaser") is desirous of acquiring the right, title and interest in, to and under the said Patents.

Now, Therefore,

For good and valuable consideration, the receipt of which is hereby acknowledged, Seller does hereby sell, assign, transfer and set over to Purchaser, the Patents aforesaid, any reissue or reissues of said Patents already granted and which may be granted, any certificates of reexamination already granted and which may be granted the same to be held and enjoyed by Purchaser for its own use and enjoyment, and for the use and enjoyment of its successors, assigns or other legal representatives, to the end of the term or terms for which said Patents are or may be granted, reissued or extended as fully and entirely as the same would have been held and enjoyed by Seller, if this assignment and sale had not been made.

And, Seller, hereby authorizes and requests the Commissioner of Patents and Trademarks to issue any and all Letters Patents of the United States on said inventions to Purchaser as assignee of the entire interest, and hereby covenants that Seller has full right to convey the entire interest herein assigned, and that, except as otherwise provided between the parties, Seller has not executed, and will not execute, any agreements in conflict therewith.

This Assignment of Patent Rights is entered into pursuant to that certain Asset Purchase Agreement, dated as of May 27, 2003, by and between Seller and Purchaser, and is subject to the terms of such agreement in all respects.

DO NOT FORWARD
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In Witness Whereof, the parties, by their duly authorized representatives, have executed
this Assignment.

DATE: May 27, 2003

GENERAL MAGIC, INC.

By: Mary E. Doyle
Mary E. Doyle, Responsible Individual

-and-

INTELLECTUAL VENTURES PATENT HOLDING I,
L.L.C., a Delaware limited liability company
By: INTELLECTUAL VENTURES MANAGEMENT,
L.L.C., its sole manager

By: Peter N. Detkin
Name: Peter N. Detkin, Managing Director

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Exhibit A

[ATTACHED]

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Voice Patents

Issued Patents

- 6144938
- 6334103
- 5953392
- 6366650
- 6408272

Pending Applications

- 09/924,420
- 09/235,646
- 10/060,610
- 10//056,461
- 10/057,523
- 09/732,812
- 09/733,848
- 09/855,004
- 09/858,281
- 09/934,121
- 10/017,435
- 10/023,914

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State of Delaware
Secretary of State
Division of Corporations
Delivered 11:23 AM 11/24/2003
FILED 10:41 AM 11/24/2003
SRV 030753952 - 3649814 FILE

**CERTIFICATE OF AMENDMENT
OF
INTELLECTUAL VENTURES PATENT HOLDING I, L.L.C.**

The undersigned, being duly authorized to execute and file this Certificate of Amendment, does hereby certify as follows:

1. The name of the limited liability company is Intellectual Ventures Patent Holding I, L.L.C.

2. Paragraph 1 of the Certificate of Formation is amended in its entirety to read as follow:

"1. *Name.* The name of the limited liability company is Ben Franklin Patent Holding LLC."

IN WITNESS WHEREOF, the undersigned has duly executed this Certificate of Amendment on the 18th day of November, 2003.

Acquisition Management LLC, Manager

By: 
Gregory Gorder, Managing Director